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Attorneys for the Plaintiff

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FUZZYSHARP TECHNOLOGIES
INCORPORATED,

Plaintiff,

vs.

SONY COMPUTER
ENTERTAINMENT AMERICA INC.,

Defendant.

Civil Action No. 4:13-CV-0447 PJH

**MOTION TO DISMISS DEFENDANT
WITHOUT PREJUDICE UNDER FED.
R. CIV. P. 41(a) ; AND ORDER**

Plaintiff FuzzySharp Technologies Incorporated ("FST") respectfully submits this Motion
to Dismiss Defendant without prejudice under Fed. R. Civ. P. 41(a).

It is respectfully pointed out that the Defendant has not responded to the Complaint.

THE PLAINTIFF

FUZZYSHARP TECHNOLOGIES

INCORPORATED

Date: May 28, 2013

By: /S/ Duncan M. McNeill
Duncan M. McNeill
Attorney for Plaintiff

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WITHOUT PREJUDICE UNDER FED.
R. CIV. P. 41(a)**

PROPOSED ORDER

The Motion to Dismiss the Defendant without prejudice under Fed. R. Civ. P. 41 (a) by
the Plaintiff is granted.

SO ORDERED

Date: 5/29/13

District

Hamilton



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CERTIFICATE OF SERVICE

This is to certify that the Defendant has been served with a copy of the foregoing Motion to Dismiss has been sent by prepaid First Class Mail to the following addresses known for the Defendant on May 28, 2013

Sony Computer Entertainment America, Inc.
16530 Via Esprillo
San Diego, CA 92127

Sony Computer Entertainment America, Inc.
919 East Hillsdale Boulevard
Foster City, CA 94404

/s/ David Fink
David Fink